



Docket No.: 216208US0X PCT

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

RE: Application Serial No.: 09/762,615  
Applicants: Kaname NAKAHARA, et al.  
Filing Date: February 8, 2001  
For: A MOISTURE-SENSITIVE PERCUTANEOUS  
ABSORPTION PREPARATION  
Group Art Unit: 1615  
Examiner: H. SHEIKH

SIR:

Attached hereto for filing are the following papers:

**ELECTION OF SPECIES**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

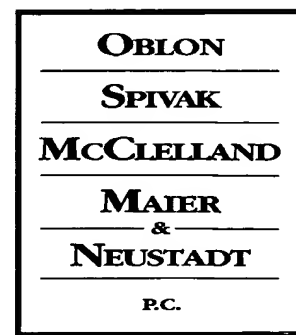
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10/Election  
w/traverse

DOCKET NO.: 216208US0X PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :

Kaname NAKAHARA, et al.

: EXAMINER: SHEIKH, H.

Best  
7-12-02

SERIAL NO.: 09/762,615 :

FILED: FEBRUARY 8, 2001 :

FOR: A MOISTURE-SENSITIVE  
PERCUTANEOUS ABSORPTION  
PREPARATION

ELECTION OF SPECIES

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

In response to the election requirement, mailed June 4, 2002, the Applicants hereby elect the following species with traverse:

(A) Permeation control layer: polyvinyl alcohol and

(B) Medicine storage layer: Nicorandil.

Claim 1 is generic. The traverse is on the basis that little additional burden would be imposed on examining the invention as it encompasses various types of permeation control layer materials or various types of medicines. However, should the requirement be maintained, it is the Applicant's understanding that as indicated in MPEP 803.02 that should no prior art be found which anticipates or renders obvious the elected species, the search of the claims will be extended.

An action on the merits is now respectfully requested.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
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